

REMARKS:

Claims 1-4, 7, 15-19, 21, and 23-32 are pending in the present application. Claims 1, 16, 28, and 30 have been amended.

There are four pending independent claims: 1, 16, 28, and 30. Claims 1-4, 7, 15, and 24-27 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Kobylinski et al. (U.S. Patent No. 7,242,938) in view of Scholefield (U.S. Patent No. 5,752,193) and in further view of Gorsuch (U.S. Patent No. 6,526,034). Claims 16, 17, 19, 23, and 30 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Scholefield in view of Gorsuch. Claim 28 stands rejected under 35 U.S.C. §103(a) as being unpatentable over Kobylinski in view of Gorsuch. Although Applicant disagrees with these rejections, Applicant has amended the claims and believes the rejections to be overcome.

The undersigned participated in an Examiner Interview on September 11, 2008. The undersigned and the Examiner agreed that if claim 1 were amended to read “transmitting data to the base station in parallel over the bonded short-range radio channel and the allocated cellular frequency channels,” claim 1 would overcome the presently cited references. The undersigned and the Examiner also agreed that if the remaining independent claims were amended similarly, they too would overcome the currently cited references.

Accordingly, amended claim 1 in pertinent part (emphasis added):

transmitting data to the base station in parallel over the bonded short-range radio channel and the allocated cellular frequency channels.

Applicant submits none of the references taken either singly or in combination teaches or suggests the combination of features recited in Applicant’s claim 1.

Accordingly, for at least the reasons given above, Applicant submits claim 1 and its dependent claims patentably distinguish over the cited references.

Claims 16, 28, and 30 recite features that are similar to the features recited in claim 1. Accordingly, for at least the reasons given above, Applicant submits that these claims and their respective dependent claims also patentably distinguish over the cited references.

CONCLUSION:

Applicant submits the application is in condition for allowance, and an early notice to that effect is requested.

If any extension of time (under 37 C.F.R. § 1.136) is necessary to prevent the above-referenced application from becoming abandoned, Applicant hereby petitions for such extension.

The Commissioner is authorized to charge any fees that may be required, or credit any overpayment, to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 501505/6057-60300/SJC.

Respectfully submitted,

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By: /Stephen J. Curran/
Stephen J. Curran
Reg. No. 50,664
AGENT FOR APPLICANT

Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C.
P. O. Box 398
Austin, Texas 78767
(512) 853-8843